

CHAPTER NO. 777

SENATE BILL NO. 3226

By Miller, Graves, Burks, Curtis S. Person, Jr., Burchett, Mr. Speaker Wilder

Substituted for: House Bill No. 3232

By McKee, Roach, Harrison, Newton, Todd, Hargett, Brenda Turner, Sargent, Gresham, Maddox, Kent, Harwell, Vincent, Wood, Sontany, Ferguson, Winningham, Bone, Fitzhugh, DuBois, Godsey, Crider, McDonald, Mumpower, Hood, Coleman, Fowlkes, Montgomery, Hackworth, Windle, Mr. Speaker Naifeh

AN ACT to amend Tennessee Code Annotated, Section 40-39-111, relative to sexual offenders.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-39-111(a), is amended by deleting the words "establish a residence or accept employment" and by substituting instead the following:

reside or work

SECTION 2. Tennessee Code Annotated, Section 40-39-111, is amended by deleting from subsections (b) and (c) the words "establish a residence or any other living accommodation" and by substituting instead the following:

reside

SECTION 3. Tennessee Code Annotated, Section 40-39-11, is amended by deleting subsection (d) and substituting instead the following:

(d) If the ownership or use of or person or entity that occupies property within one thousand feet (1,000') of a sex offender's registered address changes, and such change occurs while a sexual offender is residing or working in a particular location, the change shall not form the basis for finding that a sexual offender is in violation of the residence or employment restrictions of this section.

SECTION 4. If any provision of this act or the application thereof to any person or circumstance is held invalid, then all provisions and applications of this act are declared to be invalid and void; and the former provisions of §40-39-111 are hereby reenacted and revived as such provisions read immediately prior to the effective date of this act.

SECTION 5. This act shall take effect January 1, 2005, the public welfare requiring it.

PASSED: May 13, 2004



JOHN S. WILDER
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 28th day of May 2004



PHIL BREDEBEN, GOVERNOR